

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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	:	
Christopher Gutshall,	:	
	:	
Plaintiff,	:	
	:	21 Civ. 5717 (LGS)
-against-	:	
	:	<u>ORDER</u>
Capital One Bank (USA), National Association, et al.,	:	
	:	
Defendant.	X	

LORNA G. SCHOFIELD, District Judge:

WHEREAS, the initial pretrial conference in this matter is scheduled for September 23, 2021;

WHEREAS, no significant issues were raised in the parties' joint letter or proposed case management plan. It is hereby

ORDERED that the September 23, 2021 initial pretrial conference is **cancelled**. If the parties believe that a conference would nevertheless be useful, they should inform the court immediately so the conference can be reinstated. The case management plan and scheduling order will issue in a separate order. The parties' attention is particularly directed to the provisions for periodic status letters, and the need for a pre-motion letter to avoid cancellation of the final conference and setting of a trial date. It is further

ORDERED that, by **September 23, 2021**, Capital One shall file a letter in response to Plaintiff's statement on page one of the letter at Dkt. No. 12. It is further

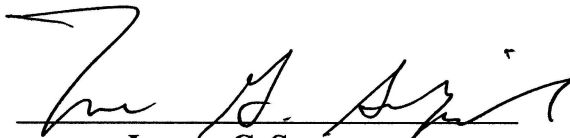
ORDERED that if Defendants seek to file a motion to dismiss, they shall file a pre-motion letter pursuant to Individual Rules III.A.1 and III.C.2. It is further

ORDERED, regarding settlement discussions, that if and when the parties are ready to proceed with a settlement conference with the assigned Magistrate Judge or mediation in the

Court's mediation program, they shall file a joint letter on ECF requesting a referral.

The parties should be aware that the Court does not extend the deadlines for fact and expert discovery absent compelling circumstances.

Dated: September 17, 2021
New York, New York


LORNA G. SCHOFIELD
UNITED STATES DISTRICT JUDGE